

# MRS. CARMAN'S COUNSEL ATTACKS DISTRICT ATTORNEY

Calls Him Most Vicious Prosecutor in the State of New York.

VERDICT DUE TO-NIGHT.

Mr. Levy Insists the Killing of Mrs. Bailey Took Place After Eight.

(Special from a Staff Correspondent of The Evening World.)

MINEOLA, L. I., May 8.—The trial of Mrs. Florence Carman, charged with shooting and killing Mrs. Lulu D. Bailey, through the window of the office of Dr. Edwin Carman, her husband, at Freeport on June 30, came to a close today with the summing up of counsel and the judge's charge.

A battalion of women charged the court room doors long before 10 o'clock. Most of them got only a small satisfaction for their dramatic cravings as was to be gained by standing about in the rotunda down stairs and hearing a highly embarrassed young clerk call out the calendar for the week.

An eighth of a mile of automobiles was parked in front of the vine-greened court house.

George M. Levy, who alone of Mrs. Carman's counsel has addressed the court witnesses in jury cases, based his closing speech to the jury on an attack on the methods of District Attorney Smith.

"He is the most vicious prosecutor in the State of New York," cried the defendant's lawyer. "He has been most unfair throughout this case. I trust that his tactics will not befuddle you. I hope you have made allowance for his vindictive spirit."

"The District Attorney has built the structure of this case on a foundation of mud."

The main point made by Mr. Levy in his analysis of the evidence was that Mrs. Bailey was killed after 8 o'clock, when it was dark, as shown by the superintendent of the lighting plant and George Golder, a witness for the prosecution.

Mr. Levy insisted that Mrs. Bailey was killed by an assassin, a man who was either a hater of Dr. Carman or who was afraid of some statement which might be made to the physician by Mrs. Bailey.

James Wilkinson, attorney for William D. Bailey, husband of the murder victim, announced that Mr. Bailey would "seek satisfaction" from Mr. Levy for the wound and call a family conference, or call for the police.

Mrs. Carman was in tears as Mr. Levy closed.

Louis J. Smith, district attorney, made his closing address. An outside assassin would have waited by the doctor's automobile outside. The doctor was certainly coming out. The getaway was sure.

The District Attorney asked several jurors, calling several of them by name, what they would do if a woman were shot in their offices—extract the bullet, sew up the wound and call a family conference, or call for the police?

**HILDA SPONG WEEPS FOR DROWNED PURSER**

Miss Hilda Spong, an English actress who came to New York for a brief visit on the last trip of the Lusitania, was weeping as she asked for news of John A. McCubbin, the purser, who was the dean of the Atlantic purser.

Miss Spong, who knew Miss McCubbin since childhood in Melbourne, and when she crossed the Atlantic she made a point to travel on "Old Mac's" ship. He told her this time that he wanted to retire from sea, but the company had persuaded him to make one more round trip on the Lusitania. Then he was going to live in the little house he had bought at Golders Green, near London.

**WINNERS AT PIMLICO.**

**FIRST RACE**—Selling, for two-year-olds, colts and fillies, 110 lbs. Divan, 100 (Schuttenger), straight \$1.10, place \$2.50, show \$2.30; first \$2.50, second \$1.10, third \$1.00, fourth \$1.00, fifth \$1.00, sixth \$1.00, seventh \$1.00, eighth \$1.00, ninth \$1.00, tenth \$1.00.

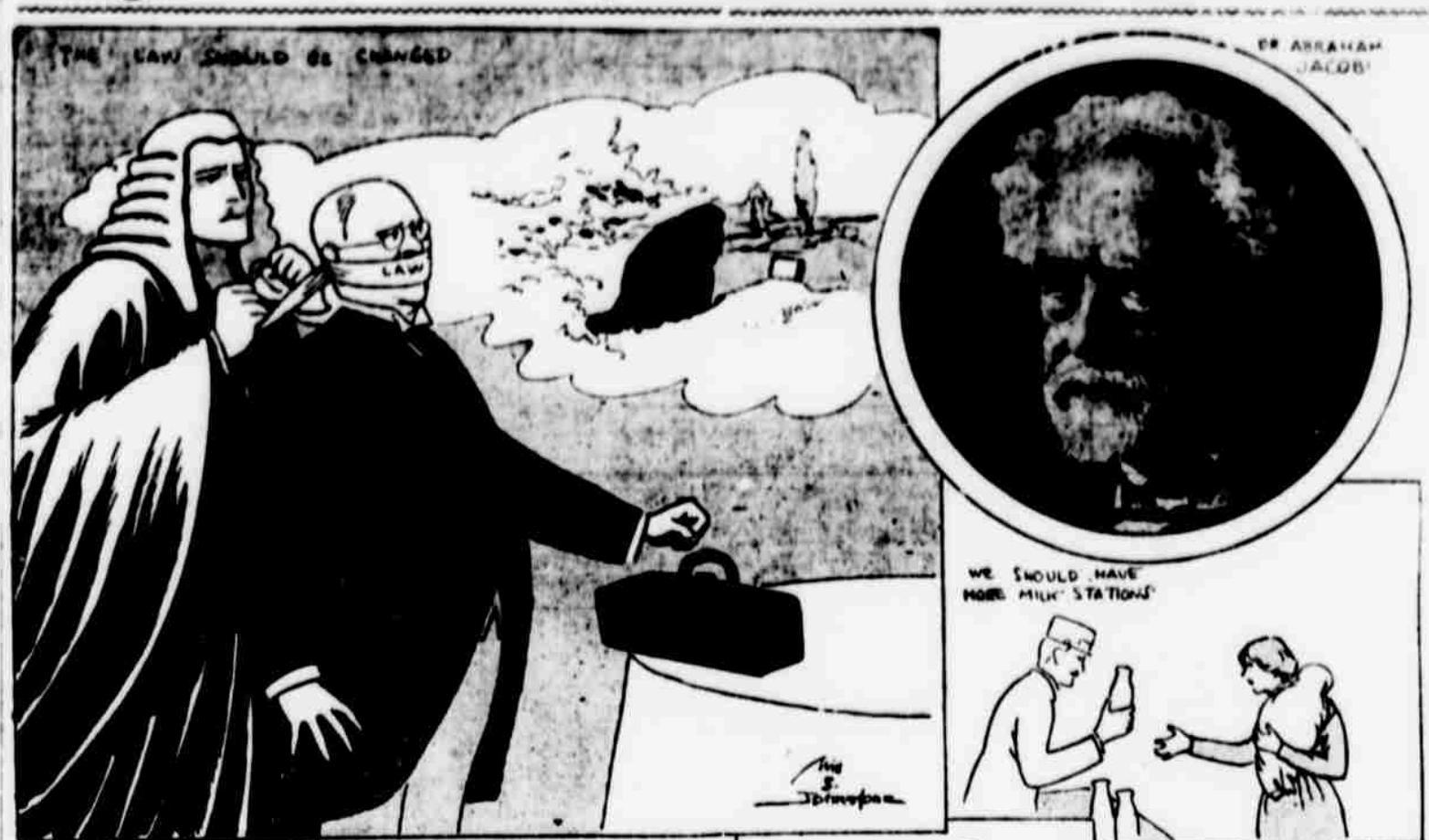
**COFFER AT NEW WEST SIDE A. C.**

According to the custom in vogue, the annual smoker and stag of the New West Side A. C. will take place at the clubhouse in West Fifty-fourth Street to-night. All members and their friends are invited to attend.

The Secretary of the organization, Jim Coffey, the Dublin giant, who is a member of this club, will make his first public appearance as a prizefighter.

At 8 o'clock, when he boxes a three-round match with Jim Tully, a club mate, who recently won the New York State amateur boxing championship.

# Limit Families and Give Child a Chance, Urges Dr. Jacobi, Babies' Greatest Friend



**Grand Old Man of Medicine, at Eighty-Five, Urges Work to Repeal Law That Forbids Physicians From Giving to Tired, Overworked Mothers Information to Prevent Children Being Born Only to Be Buried.**

By Marguerite Mooers Marshall.

Dr. Abraham Jacobi, the Nestor, the Dean, the Grand Old Man of American medicine—he has been affectionately hailed by all three titles—has just celebrated his eighty-fifth birthday. "Work, work, work," as he expresses it, is still the programme of his life. He spends hours every day in the consulting rooms of his home at No. 19 East Forty-seventh Street, and other hours at the hospitals, where he is the most highly honored visitor.

There is probably no other physician in America who has won so many distinctions or done so much solidly helpful work as Dr. Jacobi. For fifty-six years he was a member of the New York Academy of Medicine, occupying its presidential chair for two terms and serving as trustee for nearly twenty-five years. Four years ago, after his eightieth birthday was past, he was elected president of the American Medical Association. He has been awarded a gold medal for "services to humanity" by the American Museum of Natural History.

**BELIEVES IN LIMITING THE NUMBER OF CHILDREN.**

He has been professor of children's diseases in the New York Medical College, the medical department of New York University and the College of Physicians and Surgeons. He has been on the staff of half a dozen New York hospitals. The New York City Milk Committee, one of the agencies that have done most to cut the infant death-rate, owes him a debt, and he has been active in anti-tuberculosis campaigns. One of his fellow practitioners says: "There is no peer of medicine in this city on which the name of Dr. Jacobi is not inscribed." And it is on the lines of child welfare that the most and the best of his work has been done.

Here is the message which this most conservative physician, this lover and savior of little children, has for the fathers and mothers of New York, after serving them for more than sixty years: Limit your families. Do not have more children than you can bring up in health and safety. Work to repeal the law which forbids physicians to give poor, overworked mothers the information which will prevent children being born only to be buried.

"I do not believe that any man who earns \$10 a week, as a right to have eight children," Dr. Jacobi told me, with emphasis. "If he does have that number, it is likely to mean that society must pay for the burying of six or seven of them."

We stood in the little reception room fronting on East Forty-seventh Street. It was sweet with American Beauty roses, two big armfuls of which were among the doctor's birthday greetings. On either side of the mantelpiece stood two photographs, framed with autograph letters. One of the letters was signed "A. Lincoln," and above it gazed out the sad eyes of the great President, who was also a great lover of children. Opposite him I noted the shrewd, kindly face of the doctor-autocrat of the breakfast table—Oliver Wendell Holmes.

**MOTHER EXHAUSTED, CHILDREN BORN WEAK.**

Dr. Jacobi was never a tall man. Now his shoulders are bent by eighty-five birthdays, his face is seamed with tiny creases and there is something quaintly old-fashioned about the cut of his black clothes. Yet for me he made an impressive figure, because he stood as the valiant forerunner of that day when motherhood instead of conscript motherhood will really lift the curse of Eve.

"If the \$10-a-week man has two children they will probably live to grow up," continued the man whose life has been devoted to saving child life. "You know, anybody in New York knows, what the mortality is among the large families of the very poor. Often the mother becomes ex-

hausted and unable to bear strong, healthy children. If the children are born healthy, they are likely to be affected by the evil conditions around them, which the mother and father cannot help.

"Of course I think that reputable doctors ought to be allowed to give women such information as will limit the children to the number that can be cared for well enough to bring them to maturity in good health. But to give such information is against the law. It ought to be changed, but to do that—Dr. Jacobi's voice grew shriller and his lean old hand clenched—"to do that you must muzzle the hypocrites and Anthony Comstock. Comstock ought to have all his duties taken away from him and be given a pension of \$50 a year for keeping his hands off."

"And you can go down to your paper and tell them I said that," he added grimly.

**BELIEVES OLD AMERICAN STOCK IS DYING OUT.**

At the seaside hospitals for children, where he has worked, Dr. Jacobi discovered long ago that most of the ill-nourished, diseased little patients were anywhere from No. 5 to No. 10 in the families of working men.

To the argument that out of the large families of poor men individuals have often risen to distinction, his reply is simply, "The majority do not."

"I believe as heartily as you do in the limitation of families," I said. "Yet isn't it true that race suicide has really attacked the old American stock?"

"It is true," he admitted unflinchingly. "You go to New England and you'll find the old families are dying out."

"We must depend on the immigrant to repopulate America. In fifty years we're going to see a new American. I don't know what he will be; no one knows. But every country in Europe will give him something."

Dr. Jacobi himself emigrated to America in 1853, after a political imprisonment in Germany—he never was afraid to speak his mind. Many years later he was honored by the offer of a chair in pediatrics at the University of Berlin. I am afraid the hypereducated Americans will disown him, for he mainly replied that inasmuch as this country gave him his opportunity he intended to stay here and make such return as he could.

"Undoubtedly there are well-to-do wives who are purely selfish in their refusal to have children," he conceded. "They prefer bridge tables to babies. The rich women would have more children and the helpful information which the law denies her is obviously at the service of her rich and childless sister."

**CALLS MILK STATIONS GREAT GIFT TO HUMANITY.**

Dr. Jacobi believes that some faddy things but many fine, sensible things have been done during the last

# HAD FAIR WARNING, DECLARES GERMAN CONSULAR OFFICIAL

Secretary of Consul General Also Says Americans "Will Not Forget This."

Dr. Ulrich Hosenfelder, acting Imperial German Consul General, did not appear at his office today. It was announced at the consulate that he was in consultation with Count von Bernstorff, the German Ambassador, in the Imperial Suite at the Hotel Marlborough. Reporters were told that it would be useless to attempt to communicate with Dr. Hosenfelder since he had given instructions that he should not be bothered during his talk with the Ambassador.

All questions were answered at the consulate by Dr. Hosenfelder's secretary, who read the newspapers, turning first to the editorial pages where were printed denunciations of the German attack upon the Lusitania. "This is a terrible loss of life," said the secretary, "but they all had fair warning."

"Do you think there was much ammunition and other war supplies aboard the Lusitania?" he was asked. "Certainly there has always been," was the reply, "and all other American shipments, too."

The secretary nodded his head several times to the accompaniment of a shaking forehead and said: "This is something the American people will not forget."

When the same reporter called at the consulate yesterday afternoon Dr. Hosenfelder had not been advised of the confirmation of the sinking of the Lusitania. He was shown a copy of the Latest Extra of The Evening World containing the confirmation of the report of the disaster.

The acting Consul General said: "The report asked him if his office had any connection with the sending out of the warning to Lusitania passengers on the day of the steamer's sailing, or with the publication of the newspapers of the same warning, signed by the Imperial German Embassy. He answered in the negative and added:

"This will be an awful blow to American shipping."

"Do you consider it a victory for your army?" he was asked.

"We have had several victories within the past few weeks; this is another one," said Dr. Hosenfelder.

**MAJOR LEAGUE RECORDS**

(Compiled by Moreland News Bureau)

The following figures are compiled from official scores as published in the different cities of this league.

**National League Batting Averages.**

Records of all players who have played in ten or more games, including Wednesday, May 6, and have an average of .225 or better.

**American League Batting Averages.**

Records of all players who have played in ten or more games, including Wednesday, May 6, and have an average of .225 or better.

**Club Batting Records.**

**National League Pitchers' Records.**

Records of all pitchers, including May 6, who have won at least one game.

**American League Pitchers' Records.**

Records of all pitchers who have played in ten or more games.

# News of Sports Told in Shorts

**BASEBALL.**

The Boston spirit must have felt considerably that they got at the hands of the New York team Thursday, for they came right back yesterday and hit us in two spots at the same time, making it what might be called a civic even break. Neither team risked a complete surrender for the Greater City, the Dodgers called off their battle in an account of rain, or rather, the prospect of it.

In the mean time Henry Kauff is coming back to the Brooklyn outfield. Hank Johnson is going back to deny interviews. Dick Kinsella is going back to his various business in Springfield and McGraw is going back to where he began before he thought this talk of a baseball war was on the level.

The college baseball championship of Greater New York will be decided this afternoon on South Field at 2:30, when Fordham meets Columbia in their annual contest. The teams are evenly matched. Both have men who are being looked over by the league managers. The pitching duel will probably be between Walsh for Fordham and George Smith for Columbia.

**ROWING.**

The crews of Pennsylvania, Columbia and Princeton race in Carnegie Lake today. All the crews had workouts yesterday. Penn and Columbia went out both in the morning and the afternoon, while Princeton took only the daily workout. All the crews are on edge, expecting a hard race.

The new Yale eight-oared Davy shell, donated to the Yale navy by Col. Rodman of Hartford, was christened at the Yale boat house yesterday with a pretty ceremony. Miss Elizabeth Robinson, the pretty seventeen-year-old daughter of Col. Robinson, performed the ceremony, which took place on the float at the crew house.

Blat at the success of the two crews in the annual race on the Oakland estuary, the Stanford University people have decided to send a crew to participate in the race at Poughkeepsie this year. Three years ago a Stanford crew made this trip, but its backers were sadly disappointed by the fact that the Cardinal colors were nowhere in the race. This time better results are expected.

**TENNIS.**

Some of the leading scholastic lawn tennis players in the East started yesterday afternoon in the first annual tourney of the Yale Alumni of Westchester County at the Columbia Oval courts of the New York Tennis Club. The event will decide the intercollegiate championship of Westchester County and the winner will be sent to the Yale intercollegiate tournament, where the best of the day's competition, Herbert L. Bowman of Mount Vernon High School, metropolitan Junior Indian champion; F. Smith of the same school, and J. T. Kammerer of Pleasantville Academy, reached the semi-final round. W. B. May of Holbrook School and R. G. Skinner of Peekskill Military Academy are the other survivors.

Yale defeated Pennsylvania's tennis team in a hard fought match at New Haven, winning by a 4 to 2 score. In the best play of the match, Capt. David Hart of Yale was defeated by Stevens, who played number one on the University of California team last year.

Williams succumbed to Cornell in tennis at Williamsstown in the first home match of the season by a score of 4 to 2. Neither team was defeated by the account of the strong east wind which was sprinkling a light rain over the courts throughout the entire contest.

Westleyan easily defeated Trinity in their annual tennis match on the Westleyan courts. All but one of the matches were won by the Red and Black players.

Columbia had little trouble in defeating Lafayette in tennis on the latter's courts at Easton. The New Yorkers won every match but one in the series, and finished with a score, 5 to 1.

Miss Spencer F. Weaver and Charles M. Bull Jr. furnished a little upset yesterday by defeating Miss Mollie Burested in the West Side Tennis Club championship mixed doubles on the club courts at Forest Hills. The upset was a surprise, as Miss Weaver had been injured in a recent accident on Thursday, and this was in great contrast to the fact that she had lost her team in three sets at 3-7, 4-6, 3-7.

**MISCELLANEOUS.**

The Cornell track team, forty strong, meets today at Cambridge, Mass., in what is expected to be one of the closest and most exciting meets of the season. Last year's team was defeated by the Harvard team in a hard struggle. The Harvard team has the Harvard sprinters and quartermilers, but their strength in the distance runs and field events is expected to counter-balance the Cornell's strength.

Princeton's spring football season, the busiest of any the Tigers have ever had, came to an end yesterday, when Coach Rush put his charges through a regular four-day game. It is the first time since football was adopted at Princeton that spring practice has meant anything more than a perfunctory ceremony—something that had to be done in order to preserve football traditions.

Columbia's track team left last night for Providence for a meet with Brown this afternoon. It is the first time in years that these colleges have been opponents in a track and field meet, though they had been opponents in the intercollegiate. The Blue and White squad is in fine condition and confident of victory.

Henrich Schmidt of the Claremont Country Club won the honor in the Pan-Pacific Exposition, held at the Claremont in Oakland by defeating M. McLaughlin of the Midway Country Club, Pasadena, 3 up and 1 to play.

The Brown A. A. of Far Rockaway held its first boxing show of the season last night, and despite the cold weather drew a large crowd of spectators. Dr. Drummond had his opponent weak in the fourth and tenth rounds from punches on the jaw.